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October 15, 2019

BY ECF

Hon. Allyne R. Ross
United States District Judge
United States District Court, E.D.N.Y.
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *Wilmington PT Corp. v. The Bank of New York Mellon f/k/a the Bank of New York, as Trustee for the Certificateholders of the Cwalt, Inc., Alternative Loan Trust 2007-OA2, Mortgage Pass-Through Certificates, Series 2007-OA2, Docket No. 19-cv-02816*

Dear Judge Ross:

We represent defendant The Bank of New York Mellon, f/k/a Bank of New York, as Trustee for the Certificateholders of the CWALT, Inc. Alternative Loan Trust 2007-OA2, Mortgage Pass-Through Certificates, Series 2007-OA2 (**BoNYM**) in the above-referenced action. This letter is in response to letter from plaintiff Wilmington PT Corp.'s counsel, dated October 7, 2019.

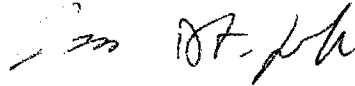
Wilmington rushes to move for summary judgment. This request is premature, as BoNYM has not yet answered the complaint. We filed a notice of appearance, moved to dismiss the complaint, and replied in support of that motion, but we have not served a response to Wilmington's complaint.

We omit a full background discussion of this case, as this was included in our letter to the court dated June 21, 2019. This court granted our motion to dismiss or abstain on August 27, 2019, by staying the case. That order did not include an order for BoNYM to plead an answer to Wilmington's claims. As such, BoNYM has not had an opportunity to serve a pleading under FRCP 8(b).

We request thirty days in which to respond to Wilmington's complaint with an answer.

Thank you for your consideration of this request.

Respectfully,

A handwritten signature in black ink, appearing to read "Jason D. St. John", written in a cursive style.

Jason D. St. John

cc: Barry Golden (by ECF)
450 7th Avenue, Suite 1408
New York, NY 10123

Counsel for Plaintiff Wilmington PT Corp.